

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP No. 9534 of 2016
Decided on : 16.05.2016**

M/s Aman Enterprises

... Petitioner

Versus

Custom, Excise and Service Tax Appellate Tribunal and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MRS. JUSTICE RAJ RAHUL GARG**

PRESENT: Mr. Anish Garg, Advocate for the petitioner.

AJAY KUMAR MITTAL, J. (Oral)

The challenge in this writ petition filed under Articles 226/227 of the Constitution of India, is to the order dated 12.09.2014 (Annexure P-6) passed by respondent No.1 and order dated 12.08.2013 (Annexure P-4) passed by respondent No. 2, whereby, respondent No.2 modified the order dated 28.09.2012 (Annexure P-2), passed by respondent No.3.

2. It was not disputed by the learned counsel for the petitioner that the order impugned herein i.e. Annexure P-6 is an appealable order. Accordingly, a prayer was made that he may be allowed to withdraw the present writ petition with liberty to the petitioner to avail the alternative remedy of appeal.

3. Dismissed as withdrawn. It shall, however, be open to the petitioner to take recourse to the remedies as may be available to it, in accordance with law.

**(AJAY KUMAR MITTAL)
JUDGE**

**(RAJ RAHUL GARG)
JUDGE**

May 16, 2016